

favor of Amendment No. 7. A vote No is a vote against.

Cast your vote.

*(Whereupon, a roll call vote was taken.)*

THE CHAIRMAN: Has every delegate now voted? Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote?

There being 11 votes in the affirmative and 115 in the negative, the motion is lost. The amendment is rejected.

Pages will please distribute the amendment marked AS. Please mark this Amendment No. 8. While waiting for that to be distributed, the Chair would like to inquire of Delegate Chabot whether the Chair was correct in assuming his proposed amendment was directed to the same point as Amendment No. 8?

DELEGATE CHABOT: Yes, sir, except that Amendment No. 8 would require that the judge who is the resident be the one who sits.

THE CHAIRMAN: I understand that. There is a difference but directed to the same point.

DELEGATE CHABOT: Yes, sir.

THE CHAIRMAN: At the appropriate time, I will recognize you and suggest you offer yours as a substitute. The Clerk will read Amendment No. 8.

READING CLERK: Amendment No. 8 to Committee Recommendation JB-1, by Delegates Grant, Clagett, and Henderson: on page 3 section 5.08 Composition of Superior Court line 12 after the word "county" insert the following: "who shall preside over a division of the Superior Court in that county".

THE CHAIRMAN: Is the amendment seconded?

*(Whereupon, the amendment was duly seconded.)*

THE CHAIRMAN: The amendment having been seconded, the Chair recognizes Delegate Grant, the sponsor, to speak to the amendment.

DELEGATE GRANT: There is not a great deal to be said about this. It is mainly a housekeeping item to indicate, in the words of Chairman Mudd when he talked about exclusively to have in the con-

stitution what we mean to have in the constitution.

This would prevent the unlikely circumstance brought up by Delegate Clagett yesterday that once court might be set up in the entire state in Annapolis whose jurisdiction would extend over the entire state, that all judges and litigants would have to come to Annapolis to attend this court.

The critical thing brought up in the discussion of the last amendment is simply to keep justice close to the people. I would hope the Committee of the Whole would accept this amendment.

THE CHAIRMAN: Delegate Mudd, do you desire to speak in opposition to this amendment?

DELEGATE MUDD: No, Mr. Chairman, unless some members of my Committee desire to speak in opposition, it is the disposition of me personally, if Delegate Grant would accept one suggestion, to concur in this amendment, if he would delete in line 4 "a division of". We have some reluctance to use the word "division" in this connection because it might be confused with a functional division.

THE CHAIRMAN: Delegate Grant, would you accept the suggested modification of the amendment?

DELEGATE GRANT: I would.

THE CHAIRMAN: Would your seconder accept?

*(The seconder accepted.)*

THE CHAIRMAN: For what purpose does Delegate Hargrove arise?

DELEGATE HARGROVE: I would like to ask Delegate Grant a question.

THE CHAIRMAN: Just a second. Amendment No. 8 is modified by the mover and the seconder to eliminate the words "a division of" in line 4. Strike out the words "a division of" so that it reads "who shall preside over the Superior Court in that county."

Delegate Hargrove, Delegate Grant, do you yield to a question from Delegate Hargrove?

DELEGATE GRANT: Yes, I do.

THE CHAIRMAN: Delegate Hargrove.

May I break in a moment. I realize it is annoying to say the least to have me repeat the name before you use the micro-